

# Notice of Allowability

Application No.

09/944,481

Examiner

Rhonda Murphy

Applicant(s)

SALAMA ET AL.

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the amendment filed on 1/31/06.
2. ☒ The allowed claim(s) is/are 2-5,7-13,15-18,20-26,28-31,33-39,41-44 and 46-52 (renumbered 1-44).
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All b) ☐ Some\* c) ☐ None of the:
    1. ☐ Certified copies of the priority documents have been received.
    2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.


Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
  - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
    - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
  - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

## Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date \_\_\_\_\_
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

  
**CHAU NGUYEN**  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2600

### **EXAMINER'S AMENDMENT**

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Bryan Kirkpatrick on 5/11/06.

The application has been amended as follows:

Claims 1, 6, 14, 19, 27, 32, 40 and 45 have been canceled.

In claim 2, line 1, "claim 1" has been replaced with --claim 7--.

In claim 3, line 1, "claim 1" has been replaced with --claim 7--.

In claim 4, lines 3-4, "is adapted to" has been deleted.

In claim 4, line 5, "transmit" has been replaced with --transmits--.

In claim 4, line 7, "receive" has been replaced with --receives--.

In claim 4, line 8, "analyze" has been replaced with --analyzes--.

In claim 4, line 9, "infer" has been replaced with --infers--.

In claim 4, line 11, "transmit" has been replaced with --transmits--.

In claim 7, lines 3-4, "is adapted to" has been deleted.

In claim 7, line 5, "transmit" has been replaced with --transmits--.

In claim 7 line 7, "receive" has been replaced with --receives--.

In claim 7, line 8, "analyze" has been replaced with --analyzes--.

In claim 7, line 9, "infer" has been replaced with --infers--.

In claim 7, line 11, "transmit" has been replaced with --transmits--.

In claim 7, line 12, "decide" has been replaced with --decides--.

In claim 10, lines 3-4, "is adapted to" has been deleted.

In claim 10, line 5, "receive" has been replaced with --receives--.

In claim 10, line 7, "configure" has been replaced with --configures--.

In claim 10, line 8, "configure" has been replaced with --configures--.

In claim 10, line 9, "transmit" has been replaced with --transmits--.

In claim 10, line 11, "receive" has been replaced with --receives--.

In claim 11, lines 3-4, "is adapted to" has been deleted.

In claim 11, line 5, "receive" has been replaced with --receives--.

In claim 11, line 7, "configure" has been replaced with --configures--.

In claim 11, line 8, "configure" has been replaced with --configures--.

In claim 11, line 9, "transmit" has been replaced with --transmits--.

In claim 11, line 11, "receive" has been replaced with --receives--.

In claim 15, line 1, "claim 14" has been replaced with --claim 20--.

In claim 16, line 1, "claim 14" has been replaced with --claim 20--.

In claim 28, line 1, "claim 27" has been replaced with --claim 33--.

In claim 29, line 1, "claim 27" has been replaced with --claim 33--.

In claim 30, line 3, "they result in:" has been replaced with --the instructions perform the steps of:--

In claim 33, line 3, "they result in:" has been replaced with --the instructions perform the steps of:--

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In claim 36, line 3, "they result in:" has been replaced with --the instructions perform the steps of:--

In claim 36, line 10, "identify" has been replaced with --identity--.

In claim 37, line 3, "they result in:" has been replaced with --the instructions perform the steps of:--

In claim 41, line 1, "claim 40" has been replaced with --claim 46--.

In claim 42, line 1, "claim 40" has been replaced with --claim 46--.

In claim 49, line 8, "identify" has been replaced with --identity--.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Rhonda Murphy whose telephone number is (571) 272-3185. The examiner can normally be reached on Monday - Friday 8:00 - 4:30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Chau Nguyen can be reached on (571) 272-3126. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should

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you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Rhonda Murphy  
Examiner  
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